

ASSEMBLY BILL

No. 160

Introduced by Assembly Member Salinas

January 22, 2003

An act to add Chapter 2.5 (commencing with Section 7285.10) to Part 1.7 of Division 2 of the Revenue and Taxation Code, relating to taxation.

LEGISLATIVE COUNSEL'S DIGEST

AB 160, as introduced, Salinas. Transactions and use tax: City of Soledad.

Existing law authorizes various local governmental entities, in accordance with certain limitations and approval requirements, to levy transactions and use taxes in accordance with the procedures and requirements set forth in the Transactions and Use Tax Law.

This bill would additionally authorize the City of Soledad, with the approval of $\frac{2}{3}$ of the voters voting on the issue at an election, to levy a transactions and use tax at a rate not to exceed .50% for the provision of capital facilities in that city.

This bill would make legislative findings and declarations as to the necessity of a special statute.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Chapter 2.5 (commencing with Section
2 7285.10) is added to Part 1.7 of Division 2 of the Revenue and
3 Taxation Code, to read:
4

1 CHAPTER 2.5. CITY OF SOLEDAD TRANSACTIONS AND USE TAX

2
3 7285.10. (a) Subject to the expenditure restrictions in
4 subdivision (b), the City of Soledad may levy a tax at a rate not to
5 exceed .50 percent in accordance with the Transactions and Use
6 Tax Law (Part 1.6 (commencing with Section 7251)), if both of the
7 following conditions are met:

8 (1) An ordinance proposing that tax is approved by a majority
9 vote of all of the members of the city council.

10 (2) The proposing ordinance is approved by a two-thirds vote
11 of qualified voters of the city voting in an election on the issue.

12 (b) The net revenues derived from a tax imposed pursuant to
13 this section shall be exclusively expended for the provision of
14 identifiable capital facilities, furnishings, and equipment.

15 SEC. 2. The Legislature finds and declares that a special law
16 is necessary and that a general law cannot be made applicable
17 within the meaning of Section 16 of Article IV of the California
18 Constitution because of the uniquely difficult fiscal pressures
19 being experienced by the City of Soledad in providing capital
20 facilities including, but not limited to, the facilities of the police
21 department, fire department, wastewater plant, corporation yard,
22 and community center.

